

Exhibit E

IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF ARKANSAS
TEXARKANA DIVISION

JOHN WARD, JR.,

Plaintiff,

vs.

Case No. 08-4022

CISCO SYSTEMS, INC.,

Defendant.

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VIDEOTAPED DEPOSITION OF MALLUN YEN  
VOLUME I

November 18, 2009

9:32 a.m.

675 El Camino Real  
Palo Alto, California

Reported by Pua'aina L. McVay, CSR 12868  
Certified LiveNote Realtime Reporter

1 12:46:34 Q Anybody else?  
2 12:46:35 A Neal Rubin.  
3 12:46:37 Q Who's Mr. Rubin?  
4 12:46:41 A He is VP of litigation.  
5 12:46:45 Q Let's be clear. I'm not talking about folks  
6 12:46:50 who may have interviewed you in connection with the  
7 12:46:53 defense of this case; I'm talking about the internal  
8 12:46:57 investigation into Mr. Frenkel's postings. We clear  
9 12:47:01 about that?  
10 12:47:01 A No, I wasn't clear.  
11 12:47:03 Q Who interviewed you and asked you about what  
12 12:47:05 happened with regard to the postings in connection  
13 12:47:07 with the internal investigation?  
14 12:47:09 A I'm not sure anyone did.  
15 12:47:12 Q Were you aware of anyone that was gathering  
16 12:47:18 information for an internal investigation?  
17 12:47:21 A I may have assumed.  
18 12:47:24 Q Well, what did you assume? Did you see  
19 12:47:29 somebody interviewing people?  
20 12:47:31 A No.  
21 12:47:34 Q Did you hear from employees that people were  
22 12:47:37 being interviewed?  
23 12:47:37 A No.  
24 12:47:38 Q How do you know there even was an  
25 12:47:42 investigation?